IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE V.ESWARAIAH
WRIT PETITION NO : 25740 of 2003

Between:

1 Ch.Rambabu, S/o.Raja Rao, Secretary,
Samarlakota PACS, Samarlakota, E.G.District.
2 K.Maruthi Babu, S/o.Krishna Murthy, Clerk,
Samarlakota PACS, Samarlakota, E.G.District.
3 Ch.Nageswara Rao, S/o.Venkata Raju, Clerk,
Samarlakota PACS, Samarlakota, E.G.District.

.....
PETITIONERS

AND

1 The Government of A.P., rep. by its Secretary, Cooperation Department, Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Cooperative Societies, Nampally, Hyderabad.
3 The District Cooperative Officer, E.G. District at Kakinada.
4 The Divisional Cooperative Officer, Kakinada, E.G. Dist.
5 The Samarlakota PACS, Samarlakota, E.G. District, rep. by its Chairman/PIC.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring the impugned action of the respondents in not paying regular salaries to the petitioners in the guise of implementing Section 116 (c) of the Andhra Pradesh Cooperative Societies Act, 1964 by not taking into consideration the amounts recoverable due to the society within the meaning of gross profit and now reducing the salaries in the guise of Section 116 (c) of Andhra Pradesh Cooperative Societies Act, 1964 as highly illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India.

Counsel for the Petitioners: MR.G.V.SHIVAJI

Counsel for Respondents 1 to 4: GP FOR COOPERATION

The Court made the following Order:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof. No costs.

9-9-2004

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To

1 The Government of A.P., rep. by its Secretary, Cooperation Department, Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Cooperative Societies, Nampally, Hyderabad.
3 The District Cooperative Officer, E.G. District at Kakinada.
4 The Divisional Cooperative Officer, Kakinada, E.G. Dist.
5 The Samarlakota PACS, Samarlakota, E.G. District, rep. by its Chairman/PIC.
6 Two CCs to the Government Pleader for Cooperation, High Court of Andhra Pradesh, Hyderabad.(OUT)
7 Two CD copies.